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Attorneys for Complainant

**BEFORE THE  
PHYSICAL THERAPY BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

LINDA PAZEVIC, P.T.  
2212 Carol View Drive, #207  
Cardiff, CA 92007

Physical Therapy License No. PT 16698

Respondent.

Case No. 1D 2005 64378

OAH No.

**A C C U S A T I O N**

Complainant Steven K. Hartzell, as causes for disciplinary action, alleges:

**PARTIES**

1. Complainant is the Executive Officer of the Physical Therapy Board of California, Department of Consumer Affairs, State of California (hereinafter the "Board"), and makes and files this Accusation solely in his official capacity as such and not otherwise.

2. On or about June 15, 1990, the Physical Therapy Board of California issued Physical Therapy License No. PT 16698 to LINDA PAZEVIC, P.T. (Respondent). The Physical Therapy License was in full force and effect at all times relevant to the charges brought herein and will expire on June 30, 2006, unless renewed.

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1           5.       Section 2661.5 of the Code provides in pertinent part that:

2                   “(a) In any order issued in resolution of a disciplinary proceeding before  
3           the board, the board may request the administrative law judge to direct any  
4           licensee found guilty of unprofessional conduct to pay to the board a sum not to  
5           exceed the actual and reasonable costs of the investigation and prosecution of the  
6           case.”

7                               **FIRST CAUSE FOR DISCIPLINE**

8                               **(Conviction of a Crime)**

9                   6       Respondent has subjected her Physical Therapy License No. PT 16698 to  
10       disciplinary action under section 2660, subdivision (d) of the Code in that on or about September  
11       8, 2005, she was convicted, upon her plea of guilty, of violating California Vehicle Code sections  
12       23152, subdivision (b)<sup>1</sup>, and 22350<sup>2</sup>, in Case No. CN107436, before the Superior Court of  
13       California, County of San Diego. The circumstances of those convictions are as follows:

14                   (a)       On June 19, 2005, at approximately 9:35 p.m., respondent was spotted by  
15       witnesses driving at a high rate of speed on Birmingham Drive, west of Interstate 5, in San  
16       Diego, California. She lost control of her vehicle and hit a guard rail.

17                   (b)       Officer S. Owens responded to the scene and observed respondent to be  
18       under the influence of alcohol. Respondent elected to submit a breath test and blew a .12%  
19       blood alcohol content.

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23       1. California Vehicle Code section 23152, subdivision (b), entitled “Driving under  
24       influence; blood alcohol percentage; presumptions,” provides in pertinent part as follows:

25                   “(b) It is unlawful for any person who has 0.08 percent or more, by  
26       weight, of alcohol in his or her blood to drive a vehicle.”

27       2. California Vehicle Code section 22350, entitled “Basic speed law”, provides as follows:

28                   “No person shall drive a vehicle upon a highway at a speed greater than  
is reasonable or prudent having due regard for weather, visibility, the traffic on,  
and the surface and width of, the highway, and in no event at a speed which  
endangers the safety of persons or property.”

**SECOND CAUSE FOR DISCIPLINE**

**(Illegal Use of Alcohol)**

7. Respondent has further subjected her Physical Therapy Certificate No. PT 16698 to disciplinary action under section 2239 of the Code in that she used alcohol in such a manner as to be dangerous or injurious to the licensee, or to any other person or to the public, as more particularly described in paragraph 6, above, which is incorporated by reference and realleged as if fully set forth herein.

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**PRAYER**

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Physical Therapy Board of California issue a decision:

- 1. Revoking or suspending Physical Therapy License Number PT 16698, issued to LINDA PAZEVIC, P.T.
- 2. Ordering Linda Pazevic, P.T. to pay the Physical Therapy Board of California the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 2661.3; and
- 3. Taking such other and further action as deemed necessary and proper.

DATED: June 28, 2006

Original Signed By:  
STEVEN K. HARTZELL  
Executive Officer  
Physical Therapy Board of California  
Department of Consumer Affairs  
State of California  
Complainant